```
all my questions.
 1
                      THE WITNESS: Yes, sir. Your turn.
 2
                             EXAMINATION
 3
    BY MR. DUNN:
 4
                      Trooper Atkins, in investigating the
 5
    accident, you determined that a tractor was towing another
 6
 7
    tractor, correct?
                      Yes, sir.
              Α
 8
                      And one of the tractors was owned by SMC
 9
    Transport LLC, correct?
10
                      Yes, sir.
11
                      And the other tractor, the one that was
12
    being towed, was owned by Salinas Express, correct?
13
                      Yes, sir.
              Α
14
                      And you said that you got a personal note
15
    or a personal message to give somebody a call about three
16
    or four days later?
17
                      Approximately three or four days later,
              Α
18
19
    yes, sir.
                      What do you mean by a personal message?
20
                      Whenever someone wants to speak with me,
              Α
21
    they call our dispatch and say, "I need to speak with
22
    Trooper Atkins." They give me or dispatch their number.
23
    And I -- when I mark on duty the next day or whatever day
24
```

```
it was, I get a direct message to my terminal saying, "You
 1
    need to call this person" with the name and phone number.
 2
                      Is that direct message something you see
              Q
 3
    electronically on a screen?
 4
                      Yes, sir.
              Α
 5
                      Is that direct message kept anywhere,
 6
    stored anywhere?
 7
                      I believe so.
              Α
 8
                      As far as you know, it's still somewhere
 9
    that can be accessed?
10
                      Should be, yes, sir.
              Α
11
                      Have you accessed or retrieved that
12
    direct message you just talked about, a copy of it?
13
                      That day of? I had it and I have not
14
    looked at it since I called her.
15
                      Do you still have it?
16
                     No, I don't. I can look it up probably.
              Α
17
                    I can call dispatch and see if they can
    I don't know.
18
    look it up.
19
                      But as far as what you have right now in
20
    your possession, you don't have that direct message either
21
    electronically or in paper form?
22
                      No, sir, I do not.
               Α
23
                      So the direct message you are talking
24
```

```
about right now is from your memory?
 1
                      And me making a phone call, yes.
 2
               Α
                      And making a phone call?
               Q
 3
                      Which, I guess, is memory.
 4
                      The direct message, did it have a phone
 5
 6
    number to call?
                      Yes, sir.
 7
              Α
                      Do you recall that phone number?
 8
               Q
                      No, sir.
 9
                      How about the area code, do you recall
10
    the area code?
11
              Α
                      No, sir.
12
                      And did that direct message have a name
13
    on it for you to call?
14
                      I believe so. I do not recall that.
15
                      All right. When you dialed that number,
16
               O.
    did you ever get a name of a person that you were talking
17
    to?
18
                      I believe so. I just don't recall it.
19
              Α
                      And I understand somebody asked you. You
20
    didn't take down any notes of your conversation, did you?
21
                      No, sir.
               Α
22
                      You mentioned something about somebody
23
    being a regular driver. Is it possible that it could have
24
```

```
been a Salinas -- reference to a Salinas Express Company
 1
    as opposed to SMC Transport?
 2
                      I believe she said Martinez.
 3
                      Said Martinez?
 4
                      Yes. Yes, sir.
 5
                      Right. But is it possible that she was
 6
    referring to Salinas Express rather than SMC Transport?
 7
                      It's possible.
              Α
 8
                      So as you sit here today, you're not sure
 9
    whether it was SMC Transport she was referring to or
10
    Salinas Express?
11
12
                      All right. Actually, go back.
              Α
                      Okay.
13
                      She said that she is the owner of SMC and
14
               Α
    Mr. Martinez is a daily driver for SMC.
15
                      For SMC?
16
               0
                      SMC.
17
               Α
                      My question was --
18
                      Yes, so it's SMC. I guess no possibility
19
    that it was for Salinas.
20
                      Okay. And when you talked to this lady,
21
               Q
    she said that Mr. Martinez, Jr., had no permission to
22
    drive this particular tractor, correct?
23
              Α
                      On that day.
24
```

```
On that day?
               0
 1
                      Yeah.
              Α
 2
                      Did she qualify and say "that day" or
 3
    she -- did she say --
 4
                      She said at the time of the crash that he
 5
    wasn't supposed to be driving the vehicle.
 6
 7
              Q
                      Okay.
                      And then -- sorry.
              Α
 8
                      Now, as far as whether he had permission
 9
    to drive or not, that's all you recall her telling you; is
10
    that right?
11
                      And the fact that they didn't have
              Α
12
    insurance on the truck.
13
                      Do you know if there is an audio
14
    recording of that conversation?
15
                      There is not.
16
                      And you said that lady said she was the
17
    owner of SMC Transport?
18
                      I believe so. Owner/representative with
              Α
19
20
    SMC.
                      Well, as you sit here today, you are not
               Q
21
    sure the lady that answered the phone call that you made,
22
    the lady that answered, you are not sure whether she said
23
    she was owner or some type of representative?
24
```

```
She was a representative.
 1
               Α
                      Okay.
 2
                      I'm not for certain if she was an owner
 3
              Α
    or what.
 4
                      Okay. So you can't go beyond that she
 5
    was a representative. You can't get any more detail than
 6
 7
    that, correct?
                      No, sir.
              Α
 8
                      You agree with me?
 9
                      Yes, sir.
10
                      You said you made the call from your area
11
12
    headquarters?
                      Area 39 office, yes, sir.
              Α
13
                      So it was on a phone that is in the name
14
    of the area headquarters there?
15
                      Yes, sir.
              Α
16
                      When you made that call, is there a
17
    caller ID screen that you can see?
18
                      I don't believe so. I have only been
19
    called my cell phone from that number before, and it just
20
    has the number. It doesn't have -- so I don't know how it
21
    is on a house number.
22
                      Do you know if those particular phone
23
    calls are kept -- recorded somewhere, like the phone --
24
```

```
the actual number that's been called or dialed?
 1
                      I'm not sure.
 2
              Α
                     Do you know how long that conversation
 3
    lasted that you had with that lady?
 4
                     No, sir. Approximately -- if I had to
              Α
 5
    guess, it would be five minutes, four minutes.
 6
                     Did you have any conversation with
 7
    anybody else who said they were associated in any way with
 8
    SMC Transport?
 9
                     No, sir.
10
                     Do you know whether Israel Martinez ever
11
    said he was driving for anybody, any particular company or
12
    not, in your investigation?
13
                      No, sir.
14
                      Do you know whether, in your
15
    investigation, whether it was Israel Martinez, Jr., said
16
    whether or not he had permission or not to drive that
17
    tractor?
18
                      No, sir.
              A
19
                      MR. DUNN: All right. Thanks for your
20
               time.
21
                      THE WITNESS: Yes, sir.
22
                      MR. FRANKL: I just have a couple of
23
24
               follow-ups.
```

```
THE WITNESS: Yes, sir.
 1
                             EXAMINATION
 2
 3
    BY MR. FRANKL:
                      If your disk is full in your car, does it
 4
    automatically shut off?
 5
                      It ends on that disk.
 6
                      Okay. But -- you have to then physically
 7
    put in another disk?
 8
                      The way it works is if the -- say that
 9
    the -- my disk only allows like three hours, I think.
10
    With it being two hours, it gets to the end of that disk,
11
    it keeps recording. But when I eject it, it stops right
12
    there on that disk of where it got full at. And then on
13
    the other disk, it will have the little ending of it. So
14
    there's a possibility of the remaining part that I spoke
15
16
    to Mr. Martinez.
                      May be on another disk?
17
                      Yes.
               Α
18
                      Will you agree to check to see if the
19
    remaining --
20
                      If I -- if it's still available -- if
               Α
21
    that disk is still available from six months ago.
22
                      But if you can find it, you will take a
23
               Q
    look for it?
24
```

```
Α
                      Yes.
 1
                      And will you also try to take a look for
 2
               Q
 3
    whatever --
                      Phone number?
              Α
                      -- dispatch message they gave you?
 5
                      I'm going to go out to my car and do it.
              Α
 6
                      Will you agree to call me --
 7
                      Of course.
 8
              Α
                      -- call me and let me know?
 9
              Α
                      Yes.
10
                      You have got my phone number?
11
                      I believe so. I put it in my phone last
              Α
12
13
    time.
                      And I will let everybody know as soon as
14
    he calls.
15
                      You indicated in answer to one of
16
    Johneal's questions, she asked was the SMC tractor
17
    blocking at least the whole right-hand lane. And you said
18
    "yes." Do you have any knowledge of how far the SMC
19
    tractor was into the travel portions of the right-hand
20
    lane of Interstate 81?
21
                      I do not know for certain.
22
                      Okay. And there's a conversation on your
23
    audio with Flowers where you say, "Should I write this up
24
```

```
as one accident or two accidents?" And he said, "You
 1
    could make the decision to write it up as one or two based
    on the timing of the accidents." And you basically chose
 3
    to write it up as one?
 4
 5
                     Yes, sir.
                     And, in fact, none of the four witness
 6
    statements say anything about the SMC tractor blocking or
 7
    being out onto Interstate 81 travel lanes, do they?
 8
                     Witnesses, no. From the three women --
 9
    the four women, no.
10
                     Right, from the four women.
11
                     And then were you -- when you said this
12
    is at least on the video, "This is your logbook; I don't
13
    need to see that, " is that when you were having that
14
    discussion next to the SMC truck?
15
                     MR. DUNN: I will object to the form of
16
              the question.
17
                     Go ahead and answer.
18
                     THE WITNESS: No, that was in my car.
19
    BY MR. FRANKL:
20
                     Okay. That was in your car?
21
              Q
                     I believe so.
              Α
22
                     Okay. Was this conversation you had
23
    outside the SMC tractor that you made reference to
24
```

1	earlier, to your knowledge, is that recorded on the disc?
2	A Yes, that was, I believe, when I was
3	looking at his truck to see the damage.
4	Q You think that's on there?
5	A I believe so.
6	Q And who were you talking to when that
7	took place?
8	A Martinez.
9	Q Was there anyone else around?
10	A I believe Trooper Flowers.
11	MR. FRANKL: That's all I have.
12	Trooper, you have the right to read and
13	sign this deposition to make sure that the court
14	reporter took down everything you said, or you
15	can waive that right and allow the court
16	reporter to sign for you.
17	THE WITNESS: Do you think you got
18	everything? Yeah, that's fine.
19	(The deposition concluded at 3:13 p.m.)
20	
21	
22	* * * *
23	
24	

CERTIFICATE 1 2 COMMONWEALTH OF VIRGINIA 3 CITY OF ROANOKE I, MARY J. BUTENSCHOEN, RPR, Notary Public in and 4 for the Commonwealth of Virginia, at Large, do hereby 5 certify that the deposition of MICHAEL T. ATKINS was by me 6 reduced to machine shorthand in the presence of the 7 witness, afterwards transcribed by me by means of 8 computer, and that to the best of my ability the foregoing 9 is a true and correct transcript of the deposition so 10 given as aforesaid. 11 I further certify that this deposition was taken 12 at the time and place specified in the foregoing caption. 13 I further certify that I am not a relative, 14 counsel or attorney for either party, or otherwise 15 interested in the outcome of this action. 16 IN WITNESS WHEREOF, I have hereunto set my hand at 17 Roanoke, Virginia, on the 29th day of April 2016. 18 19 20 MARY J. BUTENSCHOEN, RPR 21 NOTARY PUBLIC 22 My Commission expires May 31, 2016 Notary Registration Number 228402 23 24

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GEC 2.No DAGWment 143-7 | Filed 11/02/16 | Page 29 of 82

1. Yes

2. No

7. Apparently Asleep

Case 7:15-cv-00665

() 1. Yes

2. No

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	FR300P (Rev 1/12
Page 5	of 7

CRASH		1		
Crash MM DD YYYY	MILITARY Time (24 hr clock)	County of Crash	○ City of	Local Case Number
10/26/2015	05:15	BOTETOURT COUNTY	◯ Town of	DIV615129246

	CRASH INF	ORMATION	
Location of First Harmful C1	Traffic Control Type C5	Roadway Description C9	Intersection Type C12
Event in Relation to Roadway 1. On Roadway 2. Shoulder 3. Median 4. Roadside 5. Gore 6. Separator 7. In Parking Lane or Zone 8. Off Roadway, Location Unknown 9. Outside Right-of-Way	1. No Traffic Control 2. Officer or Flagger 3. Traffic Signal 4. Stop Sign 5. Slow or Warning Sign 6. Traffic Lanes Marked 7. No Passing Lines 8. Yield Sign 9. One Way Road or Street 10. Railroad Crossing With	1. Two-Way, Not Divided 2. Two-Way, Divided, Unprotected Median 3. Two-Way, Divided, Positive Median Barrier 4. One-Way, Not Divided 5. Unknown	1. Not at Intersection 2. Two Approaches 3. Three Approaches 4. Four Approaches 5. Five-Point, or more 6. Roundabout Work Zone 1. Yes
	Markings and Signs	Roadway Defects C10	2. No
51000	11. Railroad Crossing With Signals 12. Railroad Crossing With Gate and Signals	1. No Defects 2. Holes, Ruts, Bumps 3. Soft or Low Shoulder	Work Zone C14 Workers Present
Weather Condition C2 1. No Adverse Condition (Clear/Cloudy)	13. Other 14. Pedestrian Crosswalk 15. Reduced Speed – School Zone	4. Under Repair 5. Loose Material 6. Restricted Width	1. With Law Enforcement 2. With No Law Enforcement 3. No Workers Present
3. Fog 4. Mist	16. Reduced Speed – Work Zone 17. Highway Safety Corridor	7. Slick Pavement 8. Roadway Obstructed	Work Zone Location C15
5. Rain 6. Snow 7. Sleet/Hail 8. Smoke/Dust 9. Other 10. Blowing Sand, Soil, Dirt, or Snow	Roadway Alignment C6 1. Straight – Level 2. Curve – Level 3. Grade – Straight	9, Other 10. Edge Pavement Drop Off	1. Advance Warning Area 2. Transition Area 3. Activity Area 4. Termination Area
	4. Grade – Curve	Relation to Roadway C11	Work Zone Type C16
11. Severe Crosswinds	5. Hillcrest - Straight 6. Hillcrest - Curve 7. Dip - Straight 8. Dip - Curve 9. Other 10. On/Off Ramp	Interchange Area: 1. Main-Line Roadway 2. Acceleration/Deceleration Lancs 3. Gore Area (Between Ramp and Highway Edgelines)	1. Lane Closure 2. Lane Shift/Crossover 3. Work on Shoulder or Median 4. Intermittent or Moving Work 5. Other
Light Conditions C3	Roadway Surface Condition C7	4. Collector/Distributor Road 5. On Entrance/Exit Remp	School Zone C17
1. Dawn 2. Daylight 3. Dusk 4. Darkness – Road Lighted 5. Darkness – Road Not Lighted	1. Dry 2. Wet 3. Snowy	5. Intersection at end of Ramp 7. Other location not listed above within an interchange area (median, shoulder and roadside)	1. Yes 2. Yes - With School Activity 3. No
6, Darkness - Unknown	4. ley 5. Muddy	Intersection Area:	Type of Collision C18
Road Lighting 7. Unknown	6. Oil/Other Fluids 7. Other 8. Natural Debris 9. Water (Standing, Moving) 10. Slush 11. Sand, Dirt, Gravel	8. Non-Intersection 9. Within Intersection 10. Intersection-Related - Within 150' 11. Intersection-Related - Outside 150' Other Location:	1. Rear End 2. Angle 3. Head On 4. Sideswipe — Same Direction 5. Sideswipe — Opposite Direction 6. Fixed Object in Road
Traffic Control C4 Device	Roadway Surface Type C8	12. Crossover Related 13. Driveway, Alley-Access - Related	7. Train 8. Non-Collision
1, Yes – Working 2, Yes – Working and Obscured 3, Yes – Not Working 4, Yes – Not Working and Obscured 5, Yes – Missing 6, No Traffic Control Device Present Case 7:15-cv-00665-	1. Concrete 2. Blacktop, Asphalt, Bituminous 3. Brick or Block 4. Slag, Gravel, Stone 5, Dirt 6. Other	14. Railway Grada Crossing 15. Other Crossing (Crossings for Bikes, School, etc.)	9. Fixed Object – Off Road 10. Deer 11. Other Animal 12. Podestrian 13. Bicyclist 14. Motorcyclist 15. Backed Into 16. Other

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ter						
y h or OR of	An injury: and result of the contract receives med	y person(s) inj crash who imr dical treatmen	jured as a mediately	OR	bus, car, etc.) crash and trar	any motor vehicle (truck, disabled as a result of the asported away from the w truck or other vehicle
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acard)					Class A	T-Double Trailer
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The second second second second	Cargo Body	NINI NI WILLIAM CONTROL	A STATE	V11	License P8	
ls Placard)	1. Bus (Seats 9-1	5 People,	Table 1	Chips/Gravel	License P8 Class	Commercial Endorsement
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ls Placard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For	5 People, (er) (r 16 People or (11. Pole-T	Chips/Gravel Trailer e Towing Another	Class	Endorsement T-Double Trailer
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ls Placard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For More, Includin 3. Van/Enclosed 4. Cargo Tank 5. Flatbed	5 People, (er) (r 16 People or (ng Driver)	11. Pole-T 12. Vehicl Motor 13. Interm Chass	Chips/Gravel frailer e Towing Another Vehicle nodel Container is	Class A Class B Class C Class C Class DRL	T-Double Trailer P-Passenger Vehicle N-Tank Vehicle H-Required To Be Placarded for Hazardous Materia
ls Placard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For More, Includin 3. Van/Enclosed 4. Cargo Tank	(5 People, (c)	11. Pole-T 12. Vehicl Motor 13. Interm Chass 14. Loggir 15. Other	Chips/Gravel Trailer e Towing Another Vehicle nodel Container Is	Class A Class B Class C Class C Class DRL (regular drivers	T-Double Trailer P-Passenger Vehicle N-Tank Vehicle H-Required To Be Plecarded for Hazardous Materia X-Combined Tank/HAZM
ls Placard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For More, Includin 3. Van/Enclosed 4. Cargo Tank 5. Flatbed 6. Dump 7. Concrete Mixe	5 People, (cer) (c	11. Pole-T 12. Vehicl Motor 13. Interm Chass 14. Loggir 15. Other	Chips/Gravel Trailer e Towing Another Vehicle nodel Container Is Gargo Body Istod Above)	Class A Class B Class C Class CR (regular drivers license)	T-Double Trailer P-Passenger Vehicle N-Tank Vehicle H-Required To Be Placarded for Hazardous Materia
is Placard) lacard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For More, Includin 3. Van/Enclosed 4. Cargo Tank 5. Flatbed 6. Dump	15 People, (control of the control o	11. Pole-T 12. Vehicl Motor 13. Interm Chass 14. Loggir 15. Other (Not Li	Chips/Gravel Trailer e Towing Another Vehicle nodel Container Is Gargo Body Istod Above)	Class A Class B Class C Class CR (regular drivers license)	T-Double Trailer P-Passenger Vehicle N-Tank Vehicle H-Required To Be Placarded for Hazardous Materia X-Combined Tank/HAZM O-Other 1. 10,000 lbs. or Less
ls Placard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For More, Including 3. Van/Enclosed 4. Cargo Tank 5. Flatbed 6. Dump 7. Concrete Mixe 8. Auto Transport	15 People, (control of the control o	11. Pole-T 12. Vehicl Motor 13. Interm Chass 14. Loggir 15. Other (Not Li	Chips/Gravel Trailer e Towing Another Vehicle nodel Container is Cargo Body Isted Above) pplicable/	Class A Class B Class C Class DRL (regular drivers license) Class M	T-Double Trailer P-Passenger Vehicle N-Tank Vehicle H-Required To Be Plecarded for Hazardous Materia X-Combined Tank/HAZM. O-Other 1. 10,000 lbs. or Lass 2. 10,001–26,000 lbs.
is Placard) lacard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For More, Including 3. Van/Enclosed 4. Cargo Tank 5. Flatbed 6. Dump 7. Concrete Mixe 8. Auto Transport	15 People, (control of the control o	11. Pole-T 12. Vehicl Motor 13. Interm Chass 14. Loggir 15. Other (Not L) 16. Not Aj No Care	Chips/Gravel frailer e Towing Another Vehicle nodel Container is Cargo Body Istod Above) pplicable/ go Body	Class A Class B Class C Class DRL (regular drivers license) Class M GVWR/ V12 GCVVR HM Cargo Prese	T-Double Trailer P-Passenger Vehicle N-Tank Vehicle H-Required To Be Placarded for Hazardous Materia X-Combined Tank/HAZM. O-Other 1. 10,000 lbs. or Less 2. 10,001–26,000 lbs. 3. Greater Than 26,000
is Placard) lacard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For More, Including 3. Van/Enclosed 4. Cargo Tank 5. Flatbed 6. Dump 7. Concrete Mixe 8. Auto Transport	15 People, (control of the control o	11. Pole-T 12. Vehicl Motor 13. Interm Chass 14. Loggir 15. Other (Not L) 16. Not Aj No Car	Chips/Gravel Trailer e Towing Another Vehicle nodel Container is Cargo Body Isted Above) pplicable/	Class A Class B Class C Class C Class DRL (regular drivers license) Class M CVWR/ V12 GCWR HM Cargo Prese	T-Double Trailer P-Passenger Vehicle N-Tank Vehicle H-Required To Be Plecarded for Hazardous Materis X-Combined Tank/HAZM 0-Other 1. 10,000 lbs. or Loss 2. 10,001–26,000 lbs. 3. Greater Than 26,000
is Placard) lacard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For More, Including 3. Van/Enclosed 4. Cargo Tank 5. Flatbed 6. Dump 7. Concrete Mixe 8. Auto Transport 9. Garbage/Rofus	(5 People, (6) (6) (7) (7) (7) (7) (7) (7) (7) (7) (7) (7	11. Pole-1 12. Vehici Motor 13. Interm Chass 14. Loggir 15. Other (Not Li	Chips/Gravel frailer e Towing Another Vehicle nodel Container is Cargo Body Istod Above) pplicable/ go Body	Class A Class B Class C Class DRL (regular drivers ilcense) Class M CVWR/ V12 GCVVR HM Cargo Prese	T-Double Trailer P-Passenger Vehicle N-Tank Vehicle H-Required To Be Placarded for Hazardous Materia X-Combined Tank/HAZM 0-Other 1. 10,000 lbs. or Less 2. 10,001–26,000 lbs. 3. Greater Than 26,000 HM Cargo Released Non-Commercial V
is Placard) lacard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For More, Including 3. Van/Enclosed 4. Cargo Tank 5. Flatbed 6. Dump 7. Concrete Mixe 8. Auto Transport 9. Garbage/Rofus	(5 People, (6) (6) (7) (7) (7) (7) (7) (7) (7) (7) (7) (7	11. Pole-1 12. Vehici Motor 13. Interm Chass 14. Loggir 15. Other (Not Li	Chips/Gravel frailer e Towing Another Vehicle nodel Container is Cargo Body Istod Above) pplicable/ go Body	Class A Class B Class C Class C Class DRL (regular drivers license) Class M CVWR/ V12 GCWR HM Cargo Prese	T-Double Trailer P-Passenger Vehicle N-Tank Vehicle H-Required To Be Placarded for Hazardous Materia X-Combined Tank/HAZM/ O-Other 1. 10,000 lbs. or Loss 2. 10,001–26,000 lbs. 3. Greater Than 26,000 HM Cargo Released
is Placard) lacard)	1. Bus (Seats 9-1 Including Drive 2. Bus (Seats For More, Including 3. Van/Enclosed 4. Cargo Tank 5. Flatbed 6. Dump 7. Concrete Mixe 8. Auto Transport 9. Garbage/Rofus	(5 People, (6) (6) (7) (7) (7) (7) (7) (7) (7) (7) (7) (7	11. Pole-1 12. Vehici Motor 13. Interm Chass 14. Loggir 15. Other (Not Li 16. Not Aj No Card	Chips/Gravel frailer e Towing Another Vehicle nodel Container is Cargo Body Istod Above) pplicable/ go Body	Class A Class B Class C Class DRL (regular drivers ilcense) Class M CVWR/ V12 GCVVR HM Cargo Prese	T-Double Trailer P-Passenger Vehicle N-Tank Vehicle H-Required To Be Plecarded for Hazardous Materia X-Combined Tank/HAZM. O-Other 1. 10,000 lbs. or Less 2. 10,001–26,000 lbs. 3. Greater Than 26,000 HM Cargo Released Non-Commercial Vertier
3	COMITHIS for ter OR	COMMERCIAL MO This form is being co ter Any Motor Vehic 9 or More Peopl AND The An injury: and result of the crecives medithe crash sectors V10 Cargo Body Is Placard) Including Drive 2. Bus (Seats 9-1 Including Drive More, Including 3. Van/Enclosed 4. Cargo Tank 5. Flatbed 6. Dump 7. Concrete Mixe 8. Auto Trensport 9. Garbage/Refuse Name Address (P.O. Box if 2309 LARGO	COMMERCIAL MOTOR VEH This form is being completed be ter Any Motor Vehicle That Seats 9 or More People, Including the AND The crash result An injury: any person(s) in result of the crash who immareceives medical treatment the crash scene V10 Cargo Body Type Is Placard) 1. Bus (Seats 9-15 People, Including Driver) 2. Bus (Seats For 16 People or More, Including Driver) 3. Van/Enclosed Box 4. Cargo Tank 5. Flatbed 6. Dump 7. Concrete Mixer 8. Auto Trensporter 9. Garbage/Refuse Name Address (P.O. Box if No Street Address (COMMERCIAL MOTOR VEHICLE SECTION Town of Section 1. Any Motor Vehicle That Seats 9 or More People, Including the Driver AND The crash resulted in: An injury: any person(s) injured as a result of the crash who immediately receives medical treatment away from the crash scene V10 Cargo Body Type Is Placard) Is Placard) Is Placard) Is Placard) Is Placard) Is Placard) Is Bus (Seats 9-15 People, 10. Grain/Including Driver) More, Including Driver) Is Placard) Including Driver) Is Pole-Town Motor Is Placard) Including Driver) Is Placard Including Driver) Is Placard Including Driver) Including Driver) Is Placard Including Driver) Including Dr	COMMERCIAL MOTOR VEHICLE SECTION This form is being completed because the vehicle is: ter Any Motor Vehicle That Seats 9 or More People, Including the Driver AND The crash resulted in: An injury: any person(s) injured as a result of the crash who immediately receives medical treatment away from the crash scene V10 S Placard) acard) 1. Bus (Seats 9-15 People, Including Driver) 2. Bus (Seats For 16 People or More, Including Driver) 3. Van/Enclosed Box 4. Cargo Tank 5. Flatbed 6. Dump 15. Other Cargo Body 7. Concrete Mixer 8. Auto Trensporter 9. Garbage/Refuse Address (P.O. Box if No Street Address) 2309 LARGO STREET Ate, Intranstant Only) City State Zip	COMMERCIAL MOTOR VEHICLE SECTION This form is being completed because the vehicle is: ter

Commonwealth of Virginia . Department of Motor Vehicles Police Crash Report

GPS Lat. 7 14 16 19 14 15 10

Investigating Officer

Position

In/On Vehicle

Codes

2 3

4 5 6

Equip

2-6.

Airbag

POSITION IN/ON VEHICLE

Passengers

Cargo Area

On Outside

Passengers

7:15-cv-00665-G

All Other

Riding/Hanging

Driver

Ejected | Injury Type

Revised Report (**)

CRASH

Badne/Code Number

7. Booster Seat

00

MM DD YYYY

Birthdate

SAFETY EQUIPMENT USED

1. Lap Belt Only

4. Child Restraint

5. Helmet

6. Other

2. Shoulder Belt Only

3. Lap and Shoulder Belt

9. Not Applicable

3/165

YY da

CDCD

AIRBAG

1. Deployed - Front

3. Unavallable/Not Applicable

2. Not Deployed

6. Deployed - Side

7. Deployed - Other (Knee

43年阿L. et牙iled 11

4. Keyed Off

5. Unknown

8. Deployed - Combination

Position

In/On Vehicle

27116

EJECTED FROM VEHICLE

Airbag | Ejected | Injury Type

INJURY TYPE

2. Serious Injury

3. Minor/Possible Injury

6. No injury (driver only)

4. No Apparent Injury

1. Dead

1. Yes

1. Not Ejected

2. Partially Ejected

SUMMONS ISSUED AS

A RESULT OF CRASH

3. Totally Ejected

Equip Used

Page 33 of 82 Pageid#: 3216

OD

Birthdate

MM DD

DD YY

(I) (I)

Gondo

(Rev 4/9/12)

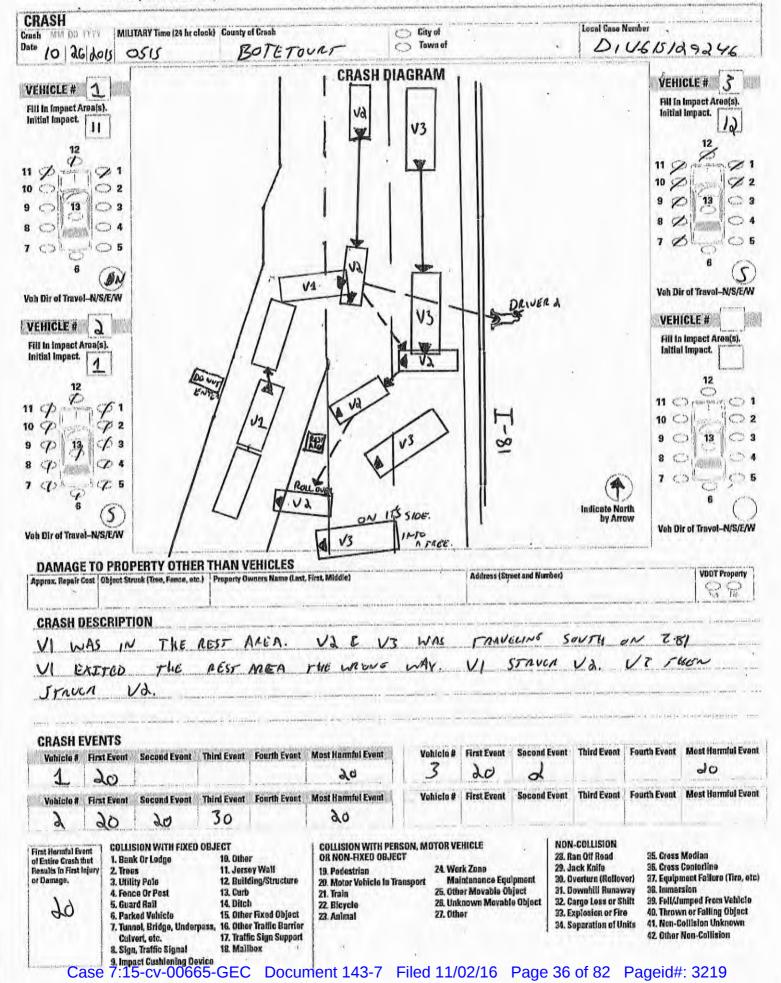
Case 7:15-cv-00665-GEC Document 143-7 Filed 11/02/16 Page 34 of 82

POLICE CRASH REPORT

Page 3 of 9

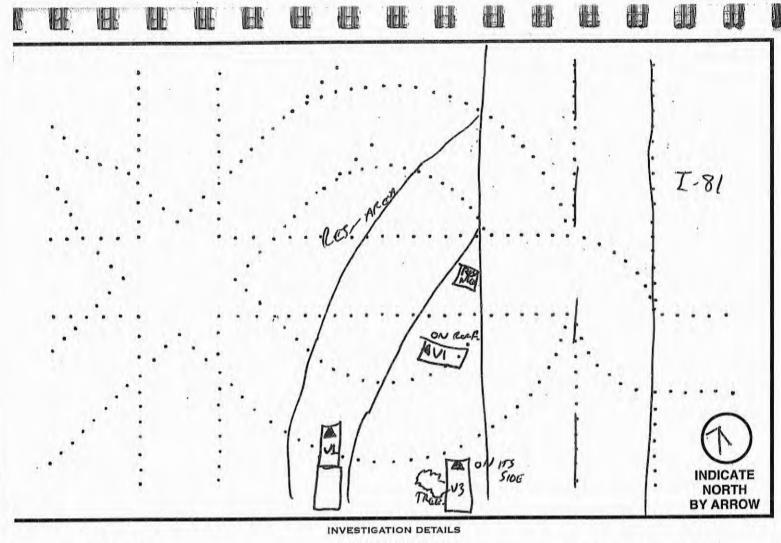
CRASH			something special spec	
Crash MM 200 YYYY Date	MILITARY Time (24 hr clock)	County of Crosh	City of	Local Case Number .
10 96 900	0515	BOTETOURT	C Town of	D(V61570/20146

	CRASH IN	FORMATION	A STATE OF THE STA
Location of First Harmful Event in Relation to Roadway 1. On Roadway 2. Shoulder 3. Modian 4. Roadside 5. Gore 6. Separator 7. In Parking Lane or Zone 8. Off Roadway, Location Unknown 9. Outside Right-of-Way	Traffic Control Type C5 1. No Traffic Control 2. Officer or Flagger 3. Treffic Signal 4. Stop Sign 5. Slow or Warning Sign 6. Traffic Lanes Marked 7. No Passing Lines 8. Yield Sign 9. One Way Road or Street 10. Railroad Crossing With	Roadway Description C9 1. Two-Way, Not Divided 2. Two-Way, Divided, Unprotected Median 3. Two-Way, Divided, Positive Modian Barrier 4. One-Way, Not Divided 5. Unknown	Intersection Type C12 1. Not at latersection 2. Two Approaches 3. Three Approaches 4. Four Approaches 5. Five-Point, or more 6. Roundabout Work Zone C13
Weather Condition C2 1. No Adverse Condition (Clear/Cloudy) 3. Fog 4. Mist 5. Rein	Markings and Signs 11. Hailroad Crossing With Signals 12. Railroad Crossing With Gate and Signals 13. Other 14. Podestrian Crosswalk 15. Reduced Speed — School Zone 16. Reduced Speed — Work Zone 17. Highway Safety Corridor	Roadway Defects C10 1. No Defects 2. Heles, Ruts, Bumps 3. Soft or Low Shoulder 4. Under Repair 5. Loose Material 6. Restricted Width 7. Stick Payament 8. Roadway Obstructed	Work Zone C14 Workers Present I. With Law Enforcement 2. With No Law Enforcement 3. No Workers Present Work Zone Location C15
6. Snew 7. Sleet/Heil 8. Snoke/Dust 9. Other 10. Blowing Sand, Soil, Dirt, or Snow 11. Severe Crosswinds	Roadway Alignment C6 1. Straight - Level 2. Curve - Level 3. Grade - Straight 4. Grade - Curve 5. Hillcrost - Straight 6. Hillcrost - Curve 7. Dip - Straight 8. Dip - Curve 9. Other	9. Other 10. Edge Pavement Drop Off Relation to Roadway C11 Interchange Area: 1. Main-Line Roadway 2. Acceleration/Deceleration Lanes 3. Gore Area (Between Ramp and Highway Edgelines)	1. Advance Warning Area 2. Transition Area 3. Activity Area 4. Termination Area Work Zone Type C16 1. Lane Closure 2. Lans Shift/Crossover 3. Work on Shoulder or Median 4. Intermittent or Moving Work 5. Other
ight Conditions C3 1. Dawn 2. Daylight 3. Dusk 4. Darkness—Roed Lighted 5. Darkness—Roed Not Lighted 6. Darkness—Unknown	Roadway Surface Condition C7 1. Dry 2. Wet 3. Snowy 4. Icy 5. Muddy	4. Collector/Distributor Road 5. On Entrance/Exit Ramp 6. Intersection at end of Remp 7. Other location not listed above within an Interchange cree (median, shoulder and roadside) Intersection Area:	School Zone C17 1. Yos 2. Yos - With School Activity 3. No Type of Collision C18
Road Lighting 7. Unknown raffic Control C4 evice 1. Yes Working 2. Yos Working and Obscured 3. Yes Not Working 4. Yes Not Working and Obscured 5. Yos Missing 6. No Traffic Control Device Present	6. Oil/Other Fluids 7. Other 8. Natural Debris 9. Water (Standing, Moving) 10. Slush 11. Sand, Dirt, Gravel Roadway Surface Type 2. Blacktep, Asphalt, Bituminous 3. Brick or Block 4. Slag, Gravel, Stene 5. Dirt 6. Other	8. Non-Intersection 9. Within latersection 10. Intersection-Related - Within 150' 11. Intersection-Related - Outside 150' Other Location: 12. Crossover Related 13. Orivewey, Alley-Access - Related 14. Railway Grade Crossing 15. Other Crossing (Crossings for Bikes, School, etc.)	1. Rear End 2. Angle 3. Head On 4. Sideswipe – Same Direction 5. Sideswipe – Opposite Direction 6. Fixed Object in Road 7. Train 8. Non-Collision 9. Fixed Object – Off Road 10. Deer 11. Other Animal 12. Pedastrian 15. Backed Into 16. Other



CANCEL TO

DATE CALLED:TIME CALLED:	
REQUEST OWNER/OPERATOR:	
EAREST: YES NO	
HITNESS STATEMENT	
DDRESS: SEPERATE PAPER.	WITNESS NAME:
OCATION:	ADDRESS:
ATEMENT: CHAPA	LOCATION:
	DUE TO INJURY.
	DOC 10 INJURY.
EMENT OF OPERATOR NUMBER ————————————————————————————————————	STATEMENT OF OPERATOR NUMBER



DATE:	10/26	15			TIME	NOTIFIED	. 054	0	_ TIME OF A	RRIVAL: _	0558
DRIVER	7	TAKEN	100	PM H	AS	SOON	AS 7	ARRIVE	υ.		
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		-	-				11 7 707			- X - 12 - 12 - 12 - 12 - 12 - 12 - 12 -	
	2000 7:	15 ov 0	0665.05	C Doou	mont	1427 [Filed 11/0	12/16 Do	ao 20 of 0	2 Daga	id#: 3221

Revised Report 🔾	Commonwealth of Virginia • Depa Police Crash			(Rev 4/9/12) Page of
Date City of	GPS Lat. Time (24 hr clock) County of Crash Landmarks at Scene		GPS Long.	
Town of Location of Crash (route/street) N S At Intersection With or [J Miles] Feet	Reliros d Crossing ID no E W Location of Cresh (route	<u> </u>	Local Case Number Mile Marker Number	Number of Vehicles
Driver's Name (Last, First, Middle) SHIFFLETT ANTHONY RAY Address (Street and Number)	Gender 5	DRIVER Invar's Name (Lest, First, Middle) ddress (Street and Number)	VEHICLE #	Driver Fled Scene Gender
Confidential City Confidential Birth Date Confidential Safety Equip. Used Ar Bag Ejected Date of Death MM DD YYYY	State DL CDL B	ale MM DD YYYY	s License Number Ejected Date of Death	State DL CDL Y (II) (Y) (II) Injury Type EMS Transpor
Summons Issued As Result of Cresh VEHICLE Vehicle Owner's Name (Last, First, Middle) Address (Street and Number)	Same as Driver ()	ummone Saued As Assess Control of Crash /EHICLE chicle Owner's Name (Last, First, Middonses (Street and Number)	charged to Driver	Same as Driver
Confidential City Vehicle Year Vehicle Make Vehicle Model Vehicle Number Vehicle Plate Number VA	Disabled CMV Towed Approximate Repair Cost	Confidential ity Confidential ehicle Year Vehicle Make	Vehicle Model Sta	State ZIP Sontidential Disabled CMV Tower Approximate Repair Cost
VIN SP VNE 8JV37 JS 506 J3 Name of Insurance Company (not agent) -CCT INSURANCE	Oversize Cargo Spill Override Underride	ame of Insurance Company (not agen		Oversize Cargo Spill Override Underride
Control of the Contro	1 1 Over 1 1	peed Before Crash Speed Limit	Maximum Safe Speed Under	ALL Passengers Age Count Over 8-17 18-21 21
Position Safety Airbag Ejected Injury Type Bi	5 Transport Date of Death Y C Man DD YY Inhibite Gender	PASSENGER (only if injured Name of Injured (Last, First, Middle) Position Safety A First (Non Equip Varied Used	ad or killed)	EMS Transport Date of Death Do YY Birthdate Gender MM DD YYYY MM E
Name of Injured (Last, First, Middle) Position Safety Airbag Ejected Injury Type BI In/On Equip Used Injury Type	Fransport Date of Death The Death The Death Death Death Death The Death Death Death Death The Death	Name of injured (Last, First, Middle) Position Safety / In/On Equip Vohicle Used	Airbag Ejected Injury Type	EMS Transport Delto of Death C C C C C C C C C
Position Safety Airbag Ejected Injury Type Bi	Y) CD MM DD YY Thdate Gender	Name of Injured (Last, First, Middle) Position Safety / In/On Equip Vehicle Used	Nrbag Ejecled Injury Type	Birthdate Gender
Codes Position In/On Vehicle Safety EQU	2. Not Deployed 2. Not Deployed 3. Unavailable/Not 4. Keyed Off 5. Unknown 6. Deployed - Side 7. Deployed - Othe 1. 1. 1. 1. 1. 1. 1. 1	2. Pertially Ejecter 3. Totally Ejecter SUMMONS ISSU A RESULT OF Cit or (Knee, 1. Yes	1. Dead 2. Serious in 3. Minor/Pos 4. No Appare 6. No injury (jury sible injury ent injury

Agency/Department Name and Code

Field Nietes

Investigating Officer

Badge/Code Number

9

RASH	ورود (۱۹۹۰ – ۱۹۱۱ – ۱۹۱۱) . ۱۱ – از ایناند دیا او داه بور و د شیخت سروم بهترینمیم	processing the same transfer and the same to be also substituted by the factor	The feedback of the selection of the sel			
ish MES DO YVYY MILITARY Time (24 hr c		○ City of	Local Case Number			
10 96 90h O212	BOTETOURT	C Town of	DIV615129246			
The second secon	oks vansk kali is rejongs and ingen i camera a real-coalins of (c) because	VELLOIF INFORMATION				
PRIVER INFORMATION	Charles Table	VEHICLE INFORMATION Veh Veh	W440040 - 21			
h Veh	Veh. Veh	Veh Veh	Veh Veh			
us Driver's Action P1	Driver Vision Obscured P3	Vehicle Maneuver V1	Vehicle Damage			
1. No Improper Action	1. Not Obscured	1. Going Straight Ahead	1. Unknown			
2. Exceeded Speed Limit	2. Rain, Snow, etc. on Windshield	2. Making Right Turn	2. No damage			
3. Exceeded Safe Speed	3. Windshield Otherwise Obscured	3. Making Left Turn	3. Overturned			
But Not Speed Limit	4. Vision Obscured by Load on	4. Making U-Turn	A. Motor			
C. A. Gvortaking On Hill	Vehicle	5. Slowing or Stopping	5. Undercarriage			
C > 5. Overteking On Curve	5. Troos, Crops, etc.	6. Merging Into Trattic Lane	6. Totaled			
6. Overfaking at intersection	6. Suilding	7. Starting From Parked Position 8. Stopped in Tratfic Lane	B. Other			
7. Improper Passing of School Bus 8. Cutting in	7. Embankment 8. Sign or Signboard	9, Ran Off Road Right	d. Only			
9. Other Improper Passing	9. Hillcrest	10. Ran Off Road – Left				
10. Wrong Side of Road—	10. Parked Vehicle(s)	11. Parked	Vehicle Condition			
Not Overtaking	11. Maving Vehicle(s)	12 Hacking	1. No Defects			
11. Did Not Have Right-of-Way	12. Sun or Headlight Glare	13. Passing	2. Lights Defective			
12. Fallowing Too Close	13. Other	15 October	3. Brakes Defective			
13. Fail to Signal or Improper Signal 14. Improper Turn — Wide Bight Turn	14. Blind Spot 15. Smoke/Dust	15. Other 16. Entering Street From Parking Lot	4. Steering Defactive			
15. Improper Turn —	16. Stopped Vehicle(s)	To Establish Otton From Family Lat.	5. Puncture/Blowout			
Cut Corner on Left Turn	A STATE OF THE STA		6. Worn or Slick Tires			
16. Improper Turn From Wrong Lane		Skidding Tire/Mark V2	8. Chains in Use			
17. Other Improper Turn	Type of Driver P4	Skidding Tire/Mark V2 1. Before Application of Brakes	9. Other			
15. Improper Backing	Distractions	2. After Application of Brakes	10. Vehicle Altered			
19. Improper Start From Parked	1. Looking at Roadside Incident	3. Before and After Application of Brakes	11. Mirrors Defective			
Position	2 Oriver Fetigue	4. No Visible Skid Mark/Tire Mark	12. Power Train Defective			
20. Disregarded Officer or Flagger	3. Looking at Scenary		13. Suspension Defective			
22. Disrogarded Stop or Yield Sign	() 4. Passenger(s)	and the second s	14. Windows/Windshield Del			
24. Fall to Stop at Through High	5. Radio/CD, otc.	Vehicle Body Type V3	15. Wipers Defective			
way – No Sign	6. Cell Phone 7. Eyes Not on Road	1. Passenger car	17. Exhaust System			
25. Drive Through Work Zone	8. Daydreaming	2. Truck Pick-up/Passenger Truck	1			
26. Fall to Set Out Flares or Flags	9. Eating/Drinking	→ 3. Van	Learning and provide these companies and a community			
27. Fall to Dim Headlights	10. Adjusting Vehicle Controls	4. Truck - Single Unit Truck (2-Axles) 7. Motor Home, Recreational Vehicle	Special Function			
29. Improper Parking Location	11. Other	8. Special Vehicle – Oversized	Motor Vehicle			
20. Avoiding Pedestrian	12. Navigation Device	Vehicle/Earthmover/Road Equipment	1. No Special Function			
31. Avoiding Other Vehicle	13. Texting	9. Bicycle	2. Taxi			
22. Avoiding Animal	In Will Town on a Company to the City of the house	10. Moped	3, School Bas (Public or Priv			
2 33, Crowded Off Highway	Drinking P5	11. Motorcyclo	4. Transit Bus 5. Intercity Bus			
34, Hit and Run	1. Had Not Been Drinking	12. Emergency Vahicle	6, Chartor Bus			
25. Car Ran Away - No Driver 26. Blinded by Headlights	2. Drinking – Obviously Drunk 3. Drinking – Ability Impaired	(Regardless of Vohicle Type) 13. Bus — School Bus	7. Other Bus			
37. Other	4. Drinking — Ability Not Impaired	14. Bus — City Transit Bus/Privately	8. Military			
38. Avoiding Object in Roadway	5. Drinking – Not Known Whether	Owned Church Bus	9. Police			
39, Eluding Police	Impaired	15. Bus – Commercial Bus	10. Ambulance			
40, Fall to Maintain Proper Control	6. Unknown	16. Other (Scooter, Go-cart, Hearse,	11. Fire Truck			
41. Improper Passing		Bookmobile, Golf Cart, etc.	12. Tow Truck			
42. Improper or Unsafe Lane Change	DANGE - THE COMPANY MEANING HIS AND THE	18. Special Vehicle — Farm Machinery	14. Unknown			
. > 43. Over Correction	Method of Alcohol P6	19. Special Vehicle – ATV 21. Special Vehicle – Low-Speed Vehicle				
AUTHARRIO DE PRESENTARIO CONSTRUENZA DE SENTIMA DE SENTIMA DE	Determination (by police)	22. Truck — Sport Utility Vehicle (SUV)				
Condition of Driver P2	1. Blood	23. Truck — Single Unit Truck	EMV in service			
Contributing to the Crash	2. Breath	(3 Axios or More)	1. Yes			
1. No Defects	3. Refused 4. No Test	25. Truck — Truck Tractor (Bobtnil-No Trailer)	C 2. No			
2. Eyesight Defective	To the Idea.	The second of th				
3. Hearing Delective						
5. Illness	of the programme study of the s		Truck Cover			
Case 7:15-cv-00665	-GEC 1 Bocument 143-7	Filed 11/02/16 Page 40 of	And the second s			
LASE / Lh-CV-UUbbb		HURCH LINEZITA PAGE ZILLOT	本ツ 日210世 11年: イノノイ			
(7. Apparently Asleep	2. No	1 11cd 11/02/10 1 age 40 01	2 No			

2. No 3. Unknown

CB

Roadway Surface Type

Bituminous

3. Brick or Block

2. Blacktop, Asphalt,

4. Slag, Gravel, Stone

1. Concrete

5. Dirt 6. Other

Device

1. Yes - Working

3. Yes-Not Working

5. Yes - Missing

2. Yes - Working and Obscured

4. Yes - Not Working and Obscured

6. No Traffic Control Device Present

13. Driveway, Alloy-Access - Related

14. Railway Grade Crossing

Bikes, School, etc.)

15. Other Crossing (Crossings for

8. Non-Collision

11. Other Animal

12. Pedestrian

15. Backed Into

10. Deer

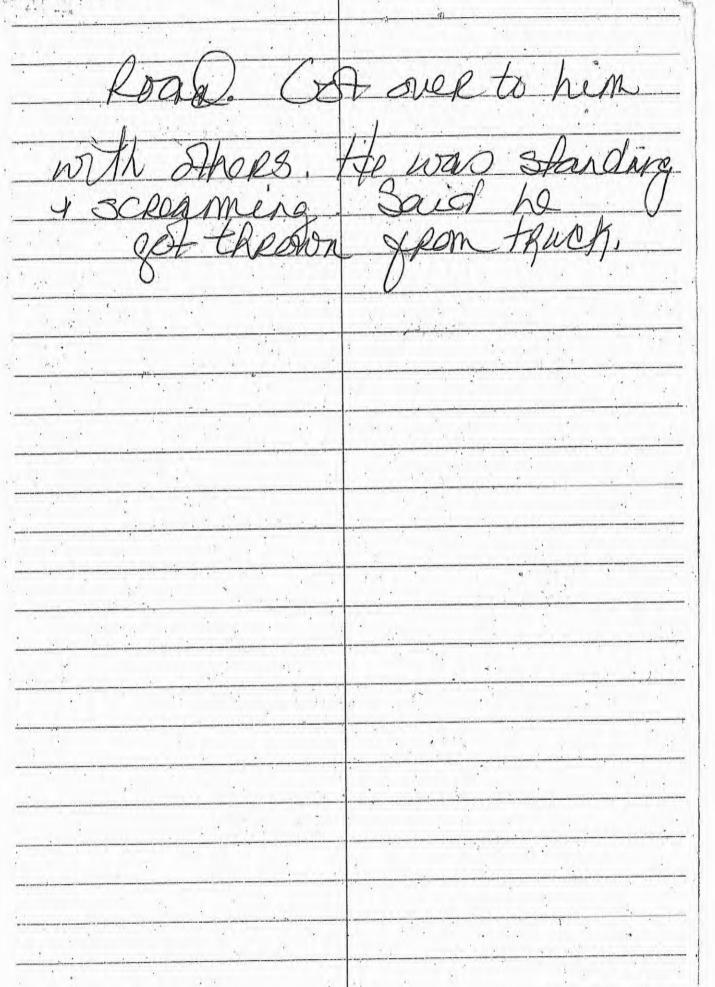
16. Other

9. Fixed Object - Off Road

i	SP.	-50(Rev 9/	21/11)	A	POLICE C	RASH REP	ORT		P	age <u>8</u>	of9
CRASH Crash MM Val Onto	1788	WILITARY Time (24	hr clock) Cou	nty of Crash	1 100 11 111 111 111	City of Town o		maximin — a complete	Local G	sse Number	A 10 0 14 11 - 1460 0
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Vehicle# I	irst Event	Second Event	Third Event	Fourth Event	Most Hannful Event	Vehicle #	First Event	Second Event	Third Event	Fourth Event	Most Harmful Evo
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rst Hermful Event Entire Grash thei eaults in First Inju Damage.	1. Bank 2. Trees 3. Utilit 4. Fonc 5. Guar 6. Park 7. Tunn Culve	ty Pole o Or Post	10. Other 11. Jerse 12. Build 13. Curb 14. Ditch 15. Other pass, 16. Other	oy Wall ling/Structure r Fixed Object		PERSON, MOTOR VI BJECT 24. Wo In Transport Ma 25. Oth	rk Zene intenance Equ er Movable Ob nown Movabl	28. R 29. J Opment 30. O Oject 31. D o Object 32. C	I-COLLISION Ian Off Road Iack Knife Iverturn (Reliev Iownhill Runav Iargo Loss er Si Xplosion or Fire eparation of Un	er) 37. Equip 239 38. Immer lift 39. Fell/Ji 40. Throw its 41. Non-C	Conterlino ment Failuro (Tiro, etc

DATE CALLED:TIME CALLED:	
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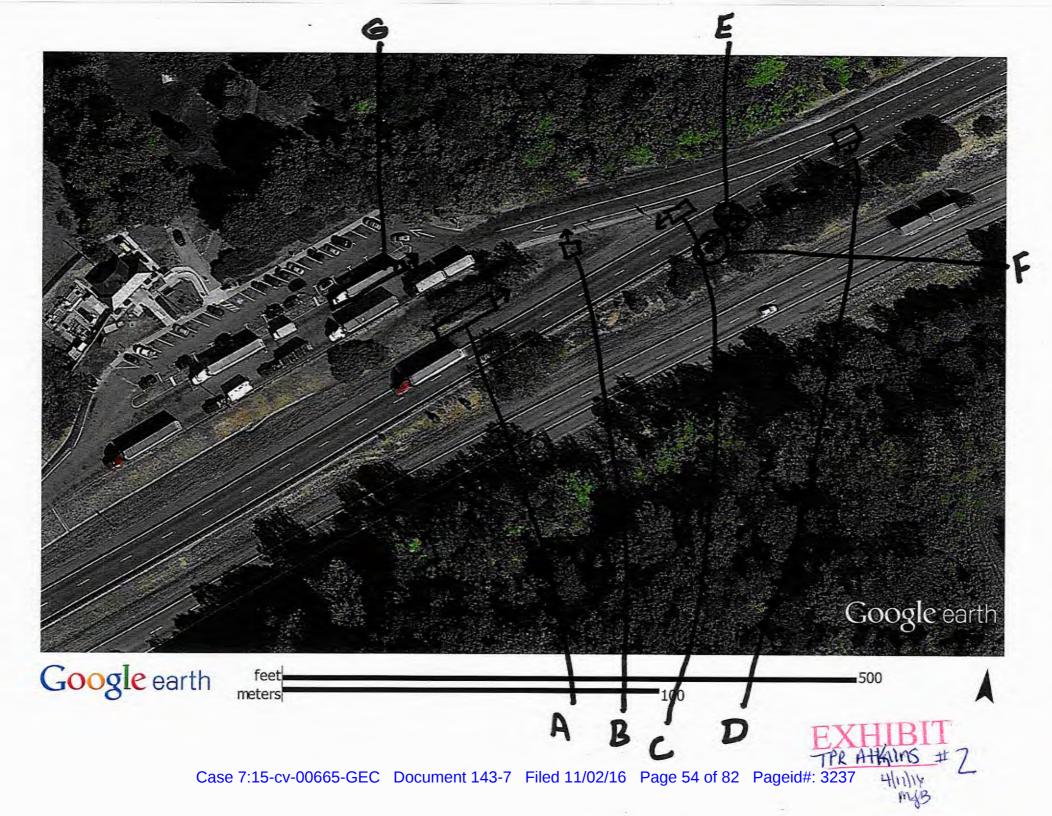


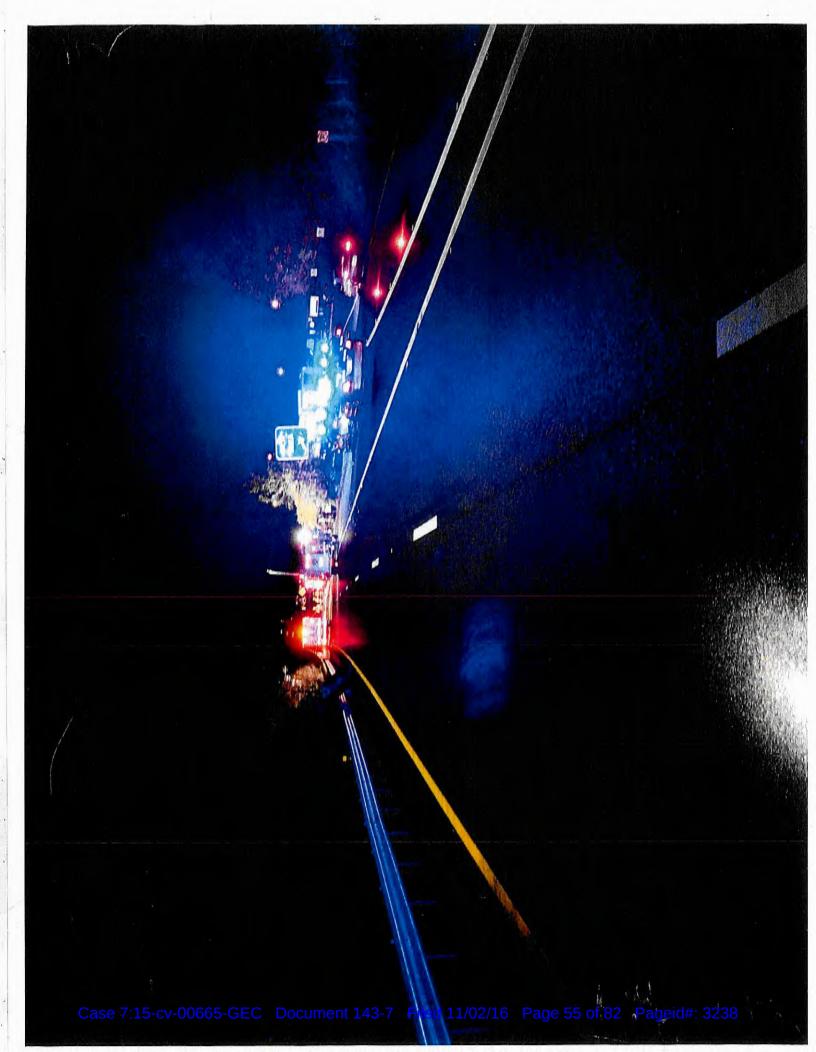
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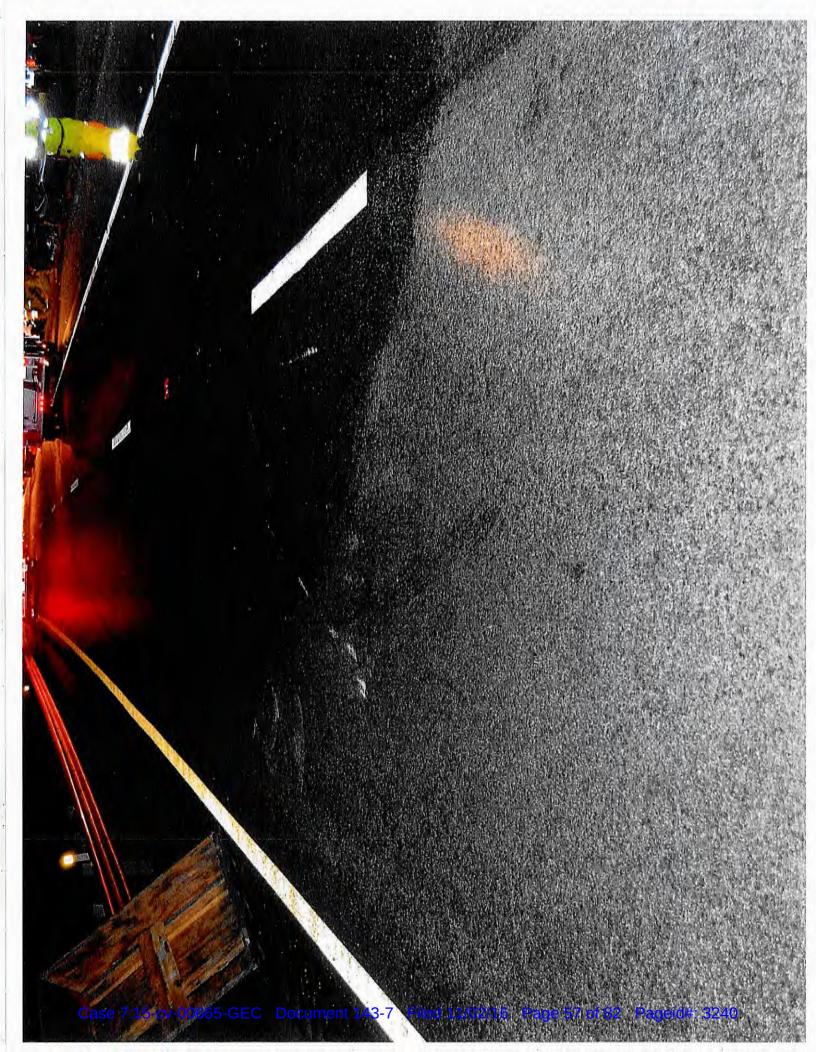
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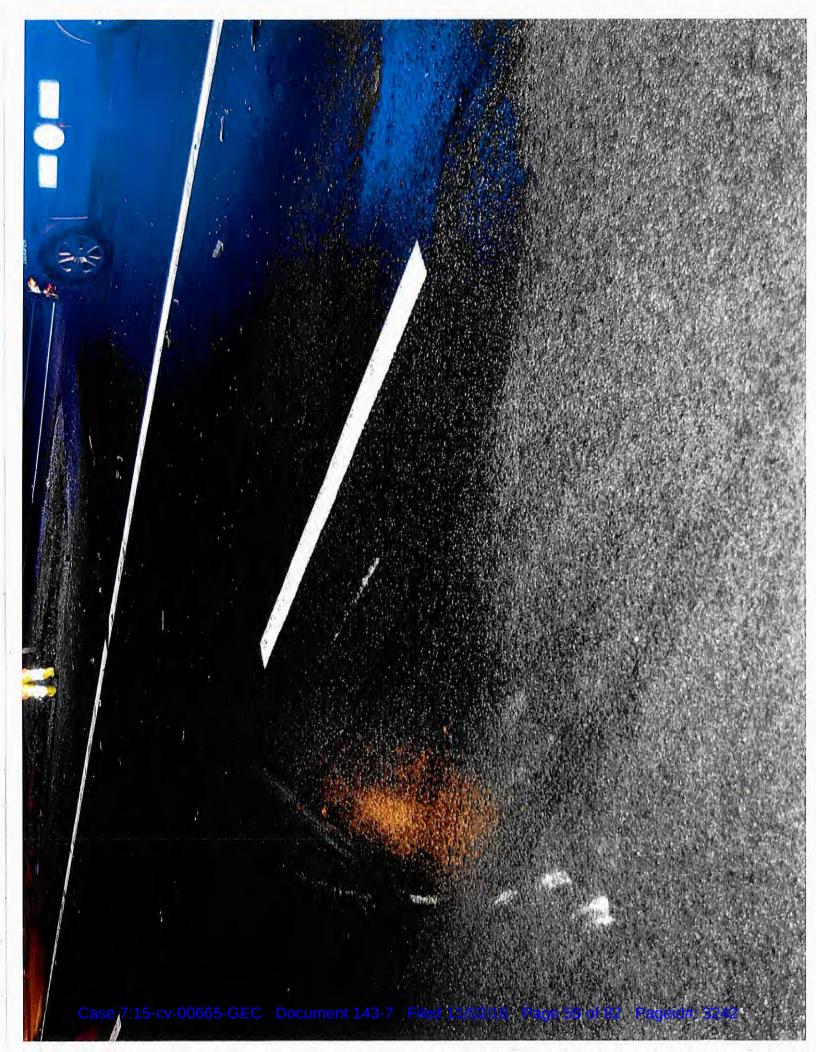




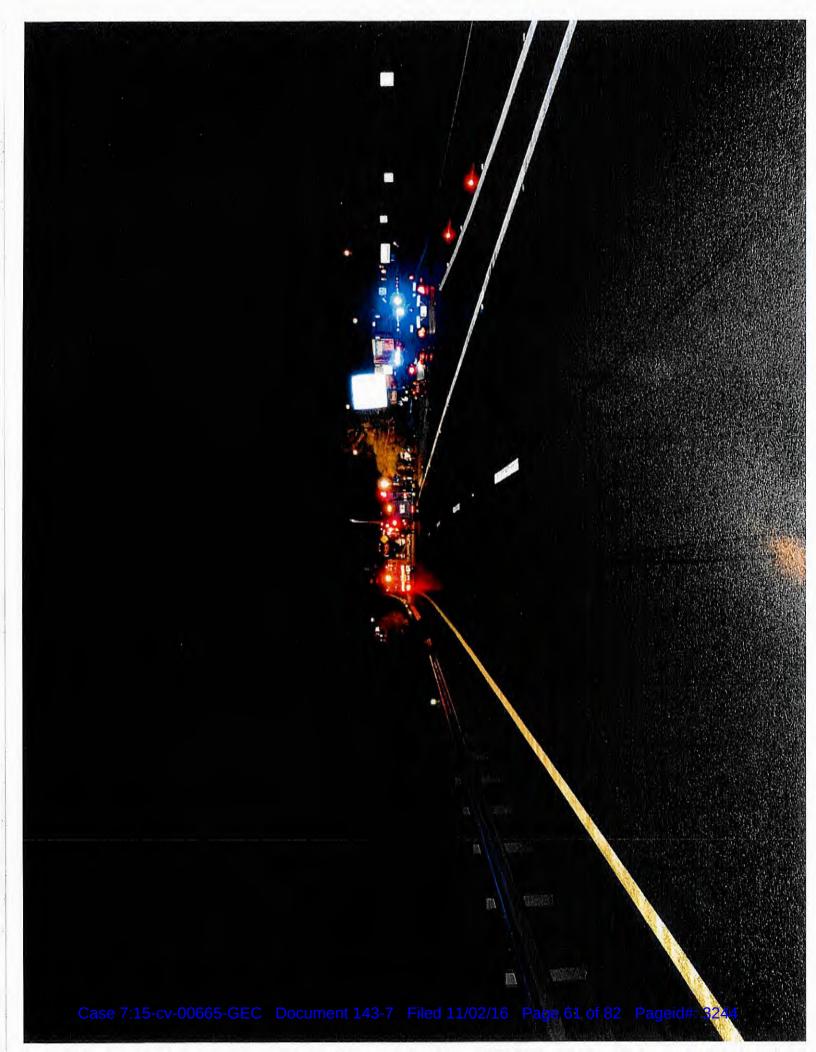












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